IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CIVIL APPLICATION NO.5273 OF 2007
IN
FIRST APPEAL NO.1174 OF 2003

| Office Notes, Office Memoranda of Coram, appearances, Court's order or directions | Court's or Judge's orders |
|---|---|
| | ¦ Mr.P.R.Arjunwadkar for the |
| | ¦ Applicant. |
| | ¦ Mr.P.S.Dani for Respondent No.4. |
| | ¦ |
| | ¦ **CORAM: D.K.DESHMUKH &** |
| | ¦ V.M.KANADE**, JJ.** |
| | ¦ **DATED:** 13TH DECEMBER, 2007 |

P.C.:

The learned Counsel appearing for the Respondent No.4 states that the construction that he is carrying on will be subject to the result of this Appeal and that at the time of final hearing of this Appeal, he will not claim any equity on the basis of this construction.

Statement is accepted.

In view of this statement, on a

motion made by the learned counsel for the Applicant, Civil Application is permitted to be withdrawn.

(D.K.DESHMUKH, J.)

(V.M.KANADE, J.)